IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 12TH DECEMBER 2007 / 21ST AGRAHAYANA 1929

WP(C).No. 21707 of 2007(H)

PETITIONER:

RENJITH, S/O.VEROOR THATTARAPURACKAL
SETHUMADHAVAN, "SREENILAYAM", KOLOLAMBA AMSOM,
VENGINIKKARA DESOM, POST EDAPAL, PONANI TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.T.KRISHNAN UNNI
SRI.C.,M.MOHAMMED IQUABAL

RESPONDENTS:

---

1. THE SECRETARY, EDAPAL GRAMA PANCHAYATH,
POST EDAPAL, MALAPPURAM DISTRICT.

2. DR.PUSHPAKARAN, "SWATHY",
POST EDAPAL, PONANI TALUK, MALAPPURAM DISTRICT.

BY ADV. SRI.U.BALAGANGADHARAN
SRI.A.KRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/12/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC : 21707 OF 2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : TRUE COPY OF THE BUILDING PLAN SUBMITTED BEFORE THE EDAPPAL PANCHAYAT.

EXT.P2 : TRUE COPY OF THE BUILDING PERMIT ISSUED BY EDAPPAL PANCHAYAT DATED 19.03.07.

EXT.P3 : TRUE COPY OF THE REGISTERED LAWYER NOTICE DATED 19.03.07.

EXT.P4 : TRUE COPY OF THE REPRESENTATION SENT BY THE PETITIONER TO THE 1ST RESPONDENT DATED 07.07.07.

/TRUE COPY/

PA TO JUDGE.

PIUS C. KURIAKOSE, J.

W.P.(C) No. 21707 OF 2007

Dated this the 12th day of December, 2007

JUDGMENT

The allegation raised by the petitioner is that the 2nd respondent is constructing a building deviating from the plan which has been approved in his favour by the 1st respondent Panchayat. The 1st respondent will take up Ext.P4 immediately, hear the petitioner and 2nd respondent and take a correct decision. Decision as directed above will be taken at the earliest and at any rate within one month of receiving copy of this judgment. In the meanwhile, the 2nd respondent is reminded that the constructions will be subject to the decision to be taken by the Panchayat on Ext.P4.

PIUS C. KURIAKOSE, JUDGE

btt